[Constitution]

TITLE IV

Courts and Department of the Attorney General

(a) *Courts* 192

ARTICLE 75

The judicial organs of the People's Republic of Albania are: The Supreme Court, the People's Courts of the prefectures and subprefectures, and the Military Courts.

Special Courts may be created by law for specific questions. [698]

ARTICLE 76

The courts give their decisions in the name of the people.

The courts are independent in the exercise of their own functions. They are separated from all the administrative branches of government. Their decisions cannot be altered except by higher courts.

The higher courts are empowered within the law to control lower courts.

The Ministry of Justice directs and controls all matters of judicial administration and organization. [645]

ARTICLE 77

The courts try cases according to law. 695

ARTICLE 78

In principle, court sessions are open to the public.

ARTICLE 79

In principle, the decisions of the courts are given for the entire bench. The judicial personnel of the subprefectures and prefectures sitting as a court of original jurisdiction is composed of permanent judges and juries, both of whom have equal rights.

Penal verdicts of more than ten years cannot be given by a court of original jurisdiction but only by a court of the prefecture or by a higher court.

ARTICLE 80

The official language in all courts is Albanian. 191 695

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191 695 Any citizen who does not know Albanian may use his own language through an interpreter.

ARTICLE 81

692 The Supreme Court is elected for four years by the People's Convention of the Republic and by secret ballot.

The courts of the prefectures are elected for three years by the people's councils of the prefecture and by secret ballot.

[666] The judges of the subprefectures are also elected for three years by the people's councils of the subprefecture and by secret ballot.

A person may be elected judge many times.

The manner of election to all courts will be defined by law.

ARTICLE 82

The Supreme Court is the highest judicial body of the People's Republic of Albania.

[698] The Supreme Court can arbitrate any conflict of jurisdiction between the civil and military courts as well as between courts and any other bodies.

Cases in which the Supreme Court acts as a court of original or secondary jurisdiction will be defined by law.

ARTICLE 83

The Supreme Court passes on the legality of all court decisions of the Republic.

693 [692] Only the District Attorney may exercise an appeal against a summary decision of the courts. The decision given on such an appeal has no effect on the cause tried except when the law provides otherwise.

(b) *Department of the Attorney General*

ARTICLE 84

693 646 The Department of the Attorney General is the organ of the People's Convention which supervises the execution of the law by the ministries and other administrative bodies as well as by all public officials and citizens.

ARTICLE 85

The Attorney General of the People's Republic of Albania